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7 **UNITED STATES DISTRICT COURT**
8 **IN AND FOR THE DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,)

10 Plaintiff,)

11 vs.)

12 CRISTIAN AVILA-CEJA,)

13 Defendant.)
14)
15)

Case No.: 2:22-cr-194-DJA

Stipulation Requesting Case be Closed

16 IT IS STIPULATED AND AGREED, by and between Jason M. Frierson, United
17 States Attorney, and Mina Chang, Assistant United States Attorney, counsel for the
18 United States of America, and Roger Bailey, Esq., and Kaylee Havens, Esq., counsel for
the defendant, that the status hearing in the above-captioned matter, be closed.

19 This Stipulation is entered into pursuant to General Order 2007-04 and based
20 upon the following:

- 21 1. The Defendant completed the DUI school, the Victim Impact Panel, and the
22 Eight-hour Alcohol Awareness class as required.
- 23 2. Defendant paid the \$500.00 fine as well as the \$10.00 assessment fee.
- 24 3. Defendant has completed all required conditions imposed by the Court. The
25 parties agree to jointly move to allow the defendant to withdraw his plea of
26 guilty to Count 1 – Operating a Motor Vehicle while Under the Influence of
Alcohol.
- 27 4. The Government hereby moves, pursuant to the plea agreement to amend
28 Count 1 of the Complaint to a charge of Reckless Driving, a violation of Title
36 C.F.R. § 4.2(b) and NRS 484B.653.

1 5. The Defendant hereby pleads guilty to the Amended Count 1 of the
2 Complaint.

3 6. The parties jointly request that the original sentence be applied to the
4 Reckless Driving conviction.

5 DATED this 16th day of MAY.

6
7 RESPECTFULLY SUBMITTED BY:

8 /s/ Mina Chang
9 MINA CHANG, ESQ.
10 Assistant United States Attorney

/s/ Roger C. Bailey
 ROGER C. BAILEY, ESQ.
 Attorney for Cristian Avila-Ceja

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**UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

CRISTIAN AVILA-CEJA,)

Defendant.)

Case No.: 2:22-cr-194-DJA

Order to Close the Case

Based on the pending stipulation of counsel, and good cause appearing therefore,
the Court finds that:

1. Defendant Cristian Avila-Ceja has successfully completed the conditions of his sentencing.

ORDER

IT IS HEREBY ORDERED that Count One is amended to Reckless Driving in violation of 36 C.F.R § 4.2 and N.R.S. 484B.653;

IT IS FURTHER ORDERED that the Status Conference set for May 19th, 2023, at 11:30 am is vacated;

IT IS FURTHER ORDERED that the parties' first stipulation requesting case be closed (ECF No. 16) is DENIED as moot; and

IT IS FURTHER ORDERED that this case is closed.

DATED: May 18, 2023


UNITED STATES MAGISTRATE JUDGE